

05/07/04 ✓ 1642/\$

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Certificate No. EV 336624187 US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: May 5, 2004

Signature: Tia B. Zimmerman

(Tia B. Zimmerman)

Docket No.: 316082000121

(PATENT)



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Michael D. DAN et al.

Application No.: 09/194,164

Art Unit: 1642

Filed: April 9, 1999

Examiner: C. Yaen

For: ANTIGEN BINDING FRAGMENTS THAT  
SPECIFICALLY DETECT CANCER CELLS,  
NUCLEOTIDES ENCODING THE  
FRAGMENTS, AND USE THEREOF FOR THE  
PROPHYLAXIS AND DETECTION OF  
CANCERS

**AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

This is in response to the non-final Office Action dated November 5, 2003 (Paper No. 33), for which a response was due on February 5, 2004. Filed herewith is a Petition and fee for a three month extension of time, thereby extending the deadline for response to May 5, 2004.

Accordingly, this response is timely filed. Reconsideration and allowance of the pending claims, as amended, in light of the remarks presented herein are respectfully requested.

05/10/2004 STEUHEL1 00000017 031952 09194164

01 FC:2202 126.00 DA ✓  
02 FC:2201 43.00 DA ✓  
03 FC:2253 475.00 DA

PA-883179